

Message Text

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ACTION PPTE-00

INFO OCT-01 EA-07 ISO-00 SCA-01 L-03 SCSE-00 SY-04 JUSE-00

FBIE-00 /016 W

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R 300250Z SEP 74

FM AMEMBASSY CANBERRA

TO SECSTATE WASHDC 4174

INFO AMCONSUL SYDNEY

UNCLAS CANBERRA 6381

STATE FOR PT/LE AND L/SCA.

EO 11652: NA.

TAGS: CASC, CFED, CPAS, PFOR, ASEC, AS (UTTER, THOMAS EDWARD)

SUBJECT: EMERGENCY AUTHORIZATION TO PROCURE LEGAL SERVICES

:UTTER CASE.

REF: 2 FAM 283.2, 283.4.

1. SUPERVISORY CONSUL SYDNEY WAS AUTHORIZED TO PROCURE SERVICES OF AUSTRALIAN ATTORNEY ON AN EMERGENCY BASIS WHEN UTTER'S ATTORNEYS ATTEMPTED TO CALL UPON HER TO TESTIFY ON SEPTEMBER 26, AND PROVIDE MATERIAL FROM CONSULAR FILES. COMMONWEALTH ATTORNEY'S HANDLING THE UTTER CASE RECOMMENDED THIS COURSE OF ACTION IN VIEW OF FACT THAT UTTER'S ATTORNEY IS A FOXY DEFENSE LAWYER WITH OVER 50 YEARS TRIAL EXPERIENCE AND FACT THAT JUDGE INVOLVED IN THE CASE IS INCLINED TO FAVOR THE THEORY BEING PUT FORWARD BY THE DEFENSE THAT UTTER IS BEING DENIED HIS CIVIL RIGHTS.

2. ATTORNEY RETAINED IS CLAUDIUS BELINSKY, HOROWITZ & BILINSKY, 229 MACQUARIE STREET, SYDNEY.

3. BILINSKY HAS BEEN HELPFUL AND SUCCESSFUL IN REPRESENTING US CITIZENS IN THE PAST AND HAS BEEN USED BY SEVERAL US BASED LEGAL FIRMS SUCH AS BAKER
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AND MCKENZIE. HE IS ALSO WELL AND FAVOURABLY KNOWN

TO THE COMMONWEALTH ATTORNEYS HANDLING THE UTTER CASE.
HE IS LISTED IN THE LAWYERS LIST UNDER 7 FAM 873.

4. THE ESTIMATED COST OF BILINSKY'S SERVICES IS
APPROXIMATELY US\$210 BASED UPON THE LOCAL SCALE FOR
REPRESENTATION IN THE SUPREME COURT FOR TWO DAYS.
GREEN

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 30 SEP 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
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Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
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Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740275-0094
From: CANBERRA
Handling Restrictions: n/a
Image Path:
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Line Count: 68
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION PPTE
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 2 FAM 283.2, 283.4.
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 08 MAY 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08 MAY 2002 by maustmc>; APPROVED <05 FEB 2003 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: EMERGENCY AUTHORIZATION TO PROCURE LEGAL SERVICES :UTTER CASE.
TAGS: CASC, CFED, CPAS, ASEC, AS, (UTTER, THOMAS EDWARD)
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005